

**FILED**  
**JAN 31 2006**  
 RICHARD W. WIEKING  
 CLERK, U.S. DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 SAN JOSE

IN THE UNITED STATES DISTRICT COURT  
 FOR THE NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

STEVEN HEINZ,

Defendant.

No. CR 05-70935-PVT

~~PROPOSED~~ ORDER TO CONTINUE  
 PRELIMINARY HEARING OR  
 INDICTMENT DATE AND TO  
 EXCLUDE TIME

The parties have jointly requested to continue the date set for preliminary hearing or indictment, GOOD CAUSE APPEARING, and with the Defendant's consent, IT IS HEREBY ORDERED that the date presently set for preliminary hearing or indictment, February 2, 2006, is continued to Thursday, March 9, 2006, at 9:30 a.m. IT IS FURTHER ORDERED that the period of time from February 2 to March 9, 2006, shall be excluded from the period of time within which trial must commence under the Speedy Trial Act, 18 U.S.C §§ 3161(h)(8)(A) and (B)(iv).

Dated: January 31, 2006

*Patricia V. Trumbull*  
 PATRICIA V. TRUMBULL  
 United States Magistrate Judge

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